

**UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

INDECK KEYSTONE  
ENERGY, LLC, a Delaware limited liability  
company,

Plaintiff,

V.

VICTORY ENERGY  
OPERATIONS, LLC, a Delaware limited  
liability company,

Defendant.

CIVIL ACTION

NO. 04-CV-325 (ERIE)

Judge Sean J. McLaughlin

## ORDER

AND NOW, this \_\_\_\_\_ day of \_\_\_\_\_, 2007, upon consideration of Plaintiff's Motion *in limine* to Exclude Michael Brecker as a Witness and any opposition thereto, it is hereby ORDERED, DECREED and ADJUDGED that Plaintiff's Motion *in limine* is GRANTED. Michael Brecker is hereby EXCLUDED as a witness.

BY THE COURT:

McLaughlin, J.